

Amendments to the Drawings:

Replacement sheets for FIGS. 1-7 are enclosed which formalize the drawings that were submitted with the application. No other changes have been made. Formal drawings are submitted herewith under separate Letter to the Official Draftsperson. Approval by the Examiner is respectfully requested.

REMARKS

Formal drawings are submitted herewith under separate Letter to the Official Draftsperson. Approval by the Examiner of these drawings is respectfully requested.

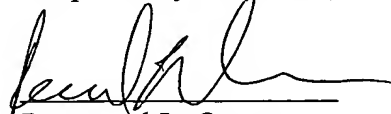
Claims 1-45 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 2-20 of copending application 10/352,558. Applicants submit herewith a Terminal Disclaimer disclaiming any portion of a patent issuing on the present invention which would extend beyond the terms of application 10/352,558.

The Examiner has misinterpreted the independent claims in this case. Independent claims 1, 14, and 34 all set forth an element of end heating means for heating the ends of the container to reduce internal condensation of material. Under 35 USC 112, paragraph 6, a means clause shall be construed to cover corresponding structure described in the specification and equivalents thereof. In the specification, the Examiner's attention is called to FIG. 1, which shows a structure for shaping the walls of the container, FIG. 2 which uses heated baffles, and FIG. 3 which shows separate end heating elements which are separately heated. This structure is not shown in or suggested by copending application 10/352,558. Accordingly, claims 1, 14, and 34 are claiming different subject matter than is set forth in copending application 10/352,558. Claim 26, step d), requires heating each end of the container in addition to heating the material in step b). Step d) is not disclosed in copending application 10/352,558.

Since Applicants have filed a Terminal Disclaimer, it is believed that the copending application has been removed as a reference, and this case should now be in condition for allowance.

If the Examiner has any questions, Applicants' attorney would appreciate a telephone call.

Respectfully submitted,



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Enclosure

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.